



**COUNTY OF SAN LUIS OBISPO
BOARD OF SUPERVISORS
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT ACTTCPA	(2) MEETING DATE 1/26/2021	(3) CONTACT/PHONE Lori Guidotti (805) 781-5840 Justin Cooley (805) 781-5852	
(4) SUBJECT Request by Nicholas M. Duggan/Gravity Nipomo LLC to rescind a Temporary Commercial Outdoor Entertainment License for up to six concert events to be held at Santa Maria Raceway/Stadium 805. District 4.			
(5) RECOMMENDED ACTION It is recommended that your Board approve a Resolution (Attachment 1) vacating, setting aside, and rescinding Resolution No. 2020-243, which granted a Temporary Commercial Outdoor Entertainment License to the Santa Maria Speedway/Stadium 805.			
(6) FUNDING SOURCE(S) N/A	(7) CURRENT YEAR FINANCIAL IMPACT \$0.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? no
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business (Time Est. _____)			
(11) EXECUTED DOCUMENTS <input checked="" type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5th's Vote Required <input checked="" type="checkbox"/> N/A	
(14) LOCATION MAP N/A	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input type="checkbox"/> N/A Date <u>November 10, 2020</u>	
(17) ADMINISTRATIVE OFFICE REVIEW			
(18) SUPERVISOR DISTRICT(S) District 4			



COUNTY OF SAN LUIS OBISPO

TO: Honorable Board of Supervisors

FROM: James W. Hamilton, CPA
County Auditor – Controller – Treasurer – Tax Collector

DATE: January 26, 2021

SUBJECT: Request by Nicholas M. Duggan/Gravity Nipomo LLC to rescind a Temporary Commercial Outdoor Entertainment License for up to six concert events to be held at Santa Maria Raceway/Stadium 805. District 4.

RECOMMENDATION

It is recommended that your Board approve a Resolution (Attachment 1) vacating, setting aside, and rescinding Resolution No. 2020-243, which granted a Temporary Commercial Outdoor Entertainment License to the Santa Maria Speedway/Stadium 805.

DISCUSSION

On November 10, 2020, your Board approved Resolution No. 2020-243 (Attachment 2) granting a Temporary Commercial Outdoor Entertainment License (License) to Nicholas Duggan/ Gravity Nipomo, LLC authorizing six one day music events at the Santa Maria Speedway/ Stadium 805 located at 1900 Hutton Road, Nipomo, California.

On December 15, 2020, a lawsuit was filed in the San Luis Obispo Superior Court challenging that approval.

On January 11, 2021, the County received a letter (Attachment 3) from the applicant's representative requesting that License be rescinded.

It is recommended that the Board approve a Resolution to formally vacate, set aside, and rescind Resolution No. 2020-243, with the exception of Condition of Approval No. 16 related to indemnity.

OTHER AGENCY INVOLVEMENT/IMPACT

County Counsel has approved the Resolution. No further other agency involvement is needed for this request.

FINANCIAL CONSIDERATIONS

None.

RESULTS

Approval of the Resolution will formally rescind the License. No music events will therefore be allowed to occur at the property. Music and amplified sound which is associated with and incidental to the raceway may continue to occur.

ATTACHMENTS

- 1 Resolution Rescinding License
- 2 Resolution No. 2020-243
- 3 January 11, 2021 letter from Oasis Associates requesting rescission